

**U.S. District Court  
California Northern District (San Francisco)  
CIVIL DOCKET FOR CASE #: 3:19-cv-04126-LB**

National Public Radio, Inc. et al v. Federal Bureau of Investigation et al  
Assigned to: Magistrate Judge Laurel Beeler  
Cause: 05:552 Freedom of Information Act

Date Filed: 07/17/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: Federal Question

**Plaintiff****National Public Radio, Inc.**

represented by **Thomas R. Burke**  
Davis Wright Tremaine LLP  
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**ATTORNEY TO BE NOTICED**

**Plaintiff****Eric Westervelt**

represented by **Thomas R. Burke**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****Federal Bureau of Investigation**

represented by **Emmet P. Ong**  
United States Attorney's Office  
450 Golden Gate Avenue  
San Francisco, CA 94102  
415-436-2700  
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**ATTORNEY TO BE NOTICED**

**Defendant****U.S. Department of Justice**

represented by **Emmet P. Ong**  
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**Defendant****National Archives & Records Administration**

represented by **Emmet P. Ong**  
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**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
07/17/2019	<u>1</u>	COMPLAINT for Declaratory and Injunctive Relief for Violation of the Freedom of Information Act, 5 U.S.C. section 552 et seq. against All Defendants. Filed by National Public Radio, Inc., Eric Westervelt. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Civil Cover Sheet)(Burke, Thomas) (Filed on 7/17/2019) Filing Fee paid with receipt number 0971-13529032. Modified on 7/18/2019 (srnS, COURT STAFF). (Entered: 07/17/2019)
07/17/2019	<u>2</u>	Proposed Summons. (Burke, Thomas) (Filed on 7/17/2019) (Entered: 07/17/2019)
07/18/2019	<u>3</u>	Case assigned to Magistrate Judge Laurel Beeler.

		Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at <a href="http://cand.uscourts.gov/ecf/caseopening">http://cand.uscourts.gov/ecf/caseopening</a> .  Standing orders can be downloaded from the court's web page at <a href="http://www.cand.uscourts.gov/judges">www.cand.uscourts.gov/judges</a> . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 8/1/2019. (srnS, COURT STAFF) (Filed on 7/18/2019) (Entered: 07/18/2019)
07/18/2019	<u>4</u>	<b>Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 10/10/2019. Initial Case Management Conference set for 10/17/2019 11:00 AM in San Francisco, Courtroom B, 15th Floor.</b> (fabS, COURT STAFF) (Filed on 7/18/2019) (Entered: 07/18/2019)
07/18/2019	<u>5</u>	Summons Issued as to Federal Bureau of Investigation, National Archives & Records Administration, U.S. Department of Justice, U.S. Attorney and U.S. Attorney General (fabS, COURT STAFF) (Filed on 7/18/2019) (Entered: 07/18/2019)
08/01/2019	<u>6</u>	NOTICE of Appearance by Emmet P. Ong (Ong, Emmet) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>7</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on U.S. Department of Justice – Washington D.C. on 07/19/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>8</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on U.S. Department of Justice – San Francisco, CA on 07/19/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>9</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on Federal Bureau of Investigation – Washington D.C. on 07/19/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>10</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on Federal Bureau of Investigation – San Francisco, CA on 07/19/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>11</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on National Archives & Records Administration – Washington D.C. on 07/23/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>12</u>	AFFIDAVIT of Service for Summons & Complaint, Etc. served on National Archives & Records Administration – College Park, MD on 07/29/2019, filed by National Public Radio, Inc., Eric Westervelt. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>13</u>	CLERK'S NOTICE Re: Consent or Declination: Plaintiffs/Defendants shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: <a href="http://cand.uscourts.gov/civilforms">http://cand.uscourts.gov/civilforms</a> . <b>Consent/Declination due by 8/15/2019.</b> (ejkS, COURT STAFF) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/01/2019	<u>14</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by National Public Radio, Inc., Eric Westervelt.. (Burke, Thomas) (Filed on 8/1/2019) (Entered: 08/01/2019)
08/14/2019	<u>15</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Federal Bureau of Investigation, National Archives & Records Administration, U.S. Department of Justice.. (Ong, Emmet) (Filed on 8/14/2019) (Entered: 08/14/2019)
08/15/2019	<u>16</u>	STIPULATION to Extend Time to Respond to Complaint filed by Federal Bureau of Investigation, National Archives & Records Administration, U.S. Department of Justice. (Ong, Emmet) (Filed on 8/15/2019) (Entered: 08/15/2019)

09/17/2019	<u>17</u>	STIPULATION WITH PROPOSED ORDER TO EXTEND TIME TO RESPOND TO COMPLAINT AND CONTINUE CMC filed by Federal Bureau of Investigation, National Archives & Records Administration, U.S. Department of Justice. (Attachments: # <u>1</u> Declaration Declaration of Emmet P. Ong)(Ong, Emmet) (Filed on 9/17/2019) (Entered: 09/17/2019)
09/18/2019	<u>18</u>	<p><b>Order by Magistrate Judge Laurel Beeler granting <u>17</u> Stipulation to Extend Time to Respond to Complaint and Continue Initial Case Management Conference.</b></p> <p>Deadline for Defendants to answer or otherwise respond to the Complaint is 11/4/2019. Deadline for parties to meet and confer is extended to 11/26/2019.</p> <p>Initial Case Management Conference previously set for 10/17/2019 is reset to 12/19/2019 at 11:00 AM in San Francisco, Courtroom B, 15th Floor. Case Management Statement due by 12/12/2019.</p> <p>(ejkS, COURT STAFF) (Filed on 9/18/2019) (Entered: 09/18/2019)</p>